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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

W. A. DREW EDMONDSON, in his)
capacity as ATTORNEY GENERAL)
OF THE STATE OF OKLAHOMA and)
OKLAHOMA SECRETARY OF THE)
ENVIRONMENT C. MILES TOLBERT,)
in his capacity as the)
TRUSTEE FOR NATURAL RESOURCES)
FOR THE STATE OF OKLAHOMA,)

Plaintiff,)

vs.) 4:05-CV-00329-TCK-SAJ

TYSON FOODS, INC., et al,)

Defendants.)

- - - - -

THE VIDEOTAPED DEPOSITION OF
REX THRALLS, produced as a witness on behalf of
the Defendants in the above styled and numbered
cause, taken on the 2nd day of October, 2007, in the
City of Ponca City, County of Kay, State of
Oklahoma, before me, Lisa A. Steinmeyer, a Certified
Shorthand Reporter, duly certified under and by
virtue of the laws of the State of Oklahoma.

A P P E A R A N C E S

FOR THE PLAINTIFFS: Ms. Sharon Gentry
Ms. Tracy Zahl
Attorneys at Law
5801 Broadway Extension
Oklahoma City, OK 73118

FOR CARGILL: Ms. Carlye Jimerson
Attorney at Law
100 West 5th Street
Suite 400
Tulsa, OK 74103

FOR SIMMONS FOODS: Mr. Joshua Wisley
Attorney at Law
211 East Dickson Street
Fayetteville, AR 72701

FOR PETERSON FARMS: Ms. Nicole Longwell
Attorney at Law
320 South Boston
Suite 700
Tulsa, OK 74103

FOR GEORGE'S: Mr. Paul Thompson
Attorney at Law
221 North College
Fayetteville, AR 72701

FOR ODAFF: Ms. Janet Stewart
Attorney at Law
2800 N. Lincoln Blvd.
Oklahoma City, OK 73152

ALSO PRESENT: Ms. Dona Thralls
Mr. Michael Thralls

I N D E X

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1 (Whereupon, the deposition began at
2 1:29 p.m.)

3 VIDEOGRAPHER: We are now on the Record for
4 the deposition of Mr. Rex Thralls. Today is October
5 2nd, 2007. The time is 1:28 p.m. Would counsel 01:29PM
6 please identify themselves for the Record?

7 MR. WISLEY: Josh Wisley for Simmons Foods.

8 MS. LONGWELL: Nicole Longwell on behalf of
9 Peterson Farms.

10 MR. THOMPSON: Paul Thompson, Jr., on 01:29PM
11 behalf George's.

12 MS. ZAHL: Tracy Zahl, State of Oklahoma.

13 MS. GENTRY: Sharon Gentry, State of
14 Oklahoma.

15 MS. JIMERSON: Carlye Jimerson for Cargill. 01:29PM

16 MS. STEWART: Janet Stewart with the
17 Oklahoma Department of Agriculture.

18 VIDEOGRAPHER: Thank you. The witness may
19 be sworn in.

20 REX THRALLS

21 having first been duly sworn to testify the truth,
22 the whole truth and nothing but the truth, testified
23 as follows:

24 DIRECT EXAMINATION

25 BY MR. WISLEY: 01:29PM

1 purchasing litter?

2 A Yes.

3 Q Do you know anything about how commercial
4 fertilizer is produced?

5 A No, not really. I know it comes from oil, 01:53PM
6 comes from overseas.

7 Q So it has to be imported from another country?

8 A Right.

9 Q And it's petroleum based?

10 A Yes. 01:53PM

11 Q Have you noticed an increase in the cost of
12 commercial fertilizer along with an increase in the
13 cost of petroleum products?

14 A Yes.

15 Q Do you know of any other folks in Noble County 01:53PM
16 who land apply poultry litter?

17 A Yes.

18 Q Can you tell me who those folks are?

19 A No.

20 Q You don't know their names? 01:54PM

21 A I know their names, yes.

22 Q Well, I have to ask then, why can't you tell
23 me who they are?

24 A I don't know -- I don't know if I should.

25 Q And -- 01:55PM